



Iowa General Assembly
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Senate Amendment to
House Amendment to
Senate File 2130

H-8234

1 Amend the House amendment, S-5139, to Senate File
2 2130, as amended, passed, and reprinted by the Senate,
3 as follows:
4 1. Page 1, line 13, after <States.> by inserting
5 <For purposes of this section, "*product*" does not mean
6 construction, construction material, or construction
7 equipment.>



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House File 2463

H-8235

- 1 Amend House File 2463 as follows:
2 1. Page 63, after line 4 by inserting:
3 <DIVISION
4 IOWA PRODUCTS
5 Sec. _____. IOWA PRODUCTS. As a condition of
6 receiving an appropriation, any agency appropriated
7 moneys pursuant to this 2014 Act shall give first
8 preference when purchasing a product to an Iowa product
9 or a product produced by an Iowa-based business.
10 Second preference shall be given to a United States
11 product or a product produced by a business based in
12 the United States.>
13 2. By renumbering as necessary.

M. SMITH of Marshall



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House File 2463

H-8236

- 1 Amend House File 2463 as follows:
- 2 1. By striking page 62, line 32, through page 63,
- 3 line 4.
- 4 2. By renumbering as necessary.

MURPHY of Dubuque



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House File 2468 - Introduced

HOUSE FILE 2468
BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO HSB 686)

A BILL FOR

1 An Act creating an individual income tax credit for qualified
2 adoption expenses paid or incurred in connection with
3 certain adoptions and including retroactive applicability
4 provisions.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

TLSB 6200HV (1) 85
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1 Section 1. NEW SECTION. 422.12A Adoption tax credit.
2 1. For purposes of this section, unless the context
3 otherwise requires:
4 *a. "Adoption"* means the permanent placement in this
5 state of a child by the department of human services, by a
6 licensed agency under chapter 238, by an agency that meets the
7 provisions of the interstate compact in section 232.158, or
8 by a person making an independent placement according to the
9 provisions of chapter 600.
10 *b. "Child"* means an individual who is under the age of
11 eighteen years.
12 *c. "Qualified adoption expenses"* means unreimbursed expenses
13 paid or incurred in connection with the adoption of a child,
14 including medical and hospital expenses of the biological
15 mother which are incident to the child's birth, welfare agency
16 fees, legal fees, and all other fees and costs which relate to
17 the adoption of a child. *"Qualified adoption expenses"* does
18 not include expenses paid or incurred in violation of state or
19 federal law.
20 2. The taxes imposed under this division, less the credits
21 allowed under section 422.12, shall be reduced by an adoption
22 tax credit equal to the amount of qualified adoption expenses
23 paid or incurred by the taxpayer during the tax year in
24 connection with the adoption of a child by the taxpayer, not to
25 exceed two thousand five hundred dollars per adoption.
26 3. Any credit in excess of the tax liability is refundable.
27 In lieu of claiming a refund, the taxpayer may elect to have
28 the overpayment shown on the taxpayer's final, completed return
29 credited to the tax liability for the following tax year.
30 4. The department of revenue and the department of human
31 services shall each adopt rules to jointly administer this
32 section.
33 Sec. 2. Section 422.9, subsection 2, paragraph c, Code 2014,
34 is amended to read as follows:
35 *c.* Add the amount by which expenses paid or incurred

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1 in connection with the adoption of a child by the taxpayer
2 exceed three percent of the net income of the taxpayer, or of
3 the taxpayer and spouse in the case of a joint return. The
4 expenses may include medical and hospital expenses of the
5 biological mother which are incident to the child's birth and
6 are paid by the taxpayer, welfare agency fees, legal fees, and
7 all other fees and costs relating to the adoption of a child if
8 the child is placed by a child-placing agency licensed under
9 chapter 238 or by a person making an independent placement
10 according to the provisions of chapter 600. If the taxpayer
11 claims an adoption tax credit under section 422.12A, the
12 taxpayer shall recompute for purposes of this subsection the
13 amount of the deduction by excluding the amount of qualified
14 adoption expenses, as defined in section 422.12A, used in
15 computing the adoption tax credit.

16 Sec. 3. RETROACTIVE APPLICABILITY. This Act applies
17 retroactively to January 1, 2014, for tax years beginning on
18 or after that date.

19 EXPLANATION

20 The inclusion of this explanation does not constitute agreement with
21 the explanation's substance by the members of the general assembly.

22 This bill provides an individual income tax credit equal to
23 the amount of qualified adoption expenses paid or incurred by a
24 taxpayer during the tax year in connection with the adoption of
25 a child, which is defined in the bill as an individual who is
26 under the age of 18 years. The tax credit cannot exceed \$2,500
27 per adoption.

28 The adoption of a child qualifies for the tax credit if the
29 adoption is completed by the department of human services,
30 a child-placing agency licensed under Code chapter 238, an
31 agency complying with the interstate compact on placement of
32 children in Code section 232.158, or a person petitioning for
33 an independent placement according to the provisions of Code
34 chapter 600.

35 In order to be "qualified adoption expenses" the expenses

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1 must be paid or incurred by the taxpayer during the tax year,
2 unreimbursed, and connected with the adoption. "Qualified
3 adoption expenses" include medical and hospital expenses of
4 the biological mother which are incident to the birth of
5 the adopted child, welfare agency and legal fees, and all
6 other fees and costs relating to the adoption of the child.
7 "Qualified adoption expenses" does not include expenses paid or
8 incurred in violation of state or federal law.

9 Under Iowa law, a taxpayer may claim an itemized deduction
10 for the amount of certain adoption expenses that exceed 3
11 percent of the net income of the taxpayer. The bill provides
12 that taxpayers who claim the itemized deduction are required
13 to reduce that deduction by the amount of expenses used to
14 calculate the adoption tax credit.

15 Any credit in excess of the taxpayer's liability is
16 refundable or may be carried forward one tax year at the
17 election of the taxpayer.

18 The bill applies retroactively to tax years beginning on or
19 after January 1, 2014.



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House Study Bill 688 - Introduced

HOUSE FILE _____
BY (PROPOSED COMMITTEE ON
APPROPRIATIONS BILL BY
CHAIRPERSON SODERBERG)

A BILL FOR

1 An Act relating to state and local finances by making
2 appropriations, providing for legal responsibilities, and
3 providing for other properly related matters.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

TLSB 6183YC (12) 85
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1 DIVISION I
2 STANDING APPROPRIATIONS AND RELATED MATTERS
3 Section 1. 2013 Iowa Acts, chapter 140, is amended by adding
4 the following new section:
5 NEW SECTION. SEC. 1A. BUDGET PROCESS FOR FISCAL YEAR
6 2015-2016.
7 1. For the budget process applicable to the fiscal year
8 beginning July 1, 2015, on or before October 1, 2016, in lieu
9 of the information specified in section 8.23, subsection 1,
10 unnumbered paragraph 1, and paragraph "a", all departments and
11 establishments of the government shall transmit to the director
12 of the department of management, on blanks to be furnished by
13 the director, estimates of their expenditure requirements,
14 including every proposed expenditure, for the ensuing fiscal
15 year, together with supporting data and explanations as called
16 for by the director of the department of management after
17 consultation with the legislative services agency.
18 2. The estimates of expenditure requirements shall be
19 in a form specified by the director of the department of
20 management, and the expenditure requirements shall include all
21 proposed expenditures and shall be prioritized by program or
22 the results to be achieved. The estimates shall be accompanied
23 by performance measures for evaluating the effectiveness of the
24 programs or results.
25 Sec. 2. 2013 Iowa Acts, chapter 140, is amended by adding
26 the following new section:
27 NEW SECTION. SEC. 3A. GENERAL ASSEMBLY.
28 1. The appropriations made pursuant to section 2.12 for the
29 expenses of the general assembly and legislative agencies for
30 the fiscal year beginning July 1, 2014, and ending June 30,
31 2015, are reduced by the following amount:
32 \$ 3,000,000
33 2. The budgeted amounts for the general assembly for the
34 fiscal year beginning July 1, 2014, may be adjusted to reflect
35 unexpended budgeted amounts from the previous fiscal year.

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1 Sec. 3. 2013 Iowa Acts, chapter 140, section 6, is amended
2 to read as follows:

3 SEC. 6. LIMITATIONS OF STANDING APPROPRIATIONS — FY
4 2014-2015. Notwithstanding the standing appropriations
5 in the following designated sections for the fiscal year
6 beginning July 1, 2014, and ending June 30, 2015, the amounts
7 appropriated from the general fund of the state pursuant to
8 these sections for the following designated purposes shall not
9 exceed the following amounts:

10 1. For operational support grants and community cultural
11 grants under section 99F.11, subsection 3, paragraph "d",
12 subparagraph (1):

13	\$	208,351
14			416,702

~~2. For regional tourism marketing under section 99F.11,~~
~~subsection 3, paragraph "d", subparagraph (2):~~

17\$ 582,000

18 3. For payment for nonpublic school transportation under
19 section 285.2:

20 \$ 8,560,931

21 If total approved claims for reimbursement for nonpublic
22 school pupil transportation exceed the amount appropriated in
23 accordance with this subsection, the department of education
24 shall prorate the amount of each approved claim.

25 4. For the enforcement of chapter 453D relating to tobacco
26 product manufacturers under section 453D.8:

27	\$	9,208
28			18,416

29 Sec. 4. Section 257.35, Code 2014, is amended by adding the
30 following new subsection:

31 NEW SUBSECTION. 8A. Notwithstanding subsection 1, and in
32 addition to the reduction applicable pursuant to subsection
33 2, the state aid for area education agencies and the portion
34 of the combined district cost calculated for these agencies
35 for the fiscal year beginning July 1, 2014, and ending June



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1 30, 2015, shall be reduced by the department of management
2 by thirteen million dollars. The reduction for each area
3 education agency shall be prorated based on the reduction that
4 the agency received in the fiscal year beginning July 1, 2003.

5 DIVISION II

6 CLAIMS AGAINST THE STATE AND BY THE STATE

7 Sec. 5. Section 8.55, subsection 3, paragraph a, Code 2014,
8 is amended to read as follows:

9 a. Except as provided in paragraphs "b", "c", and "d", and
10 "0e", the moneys in the Iowa economic emergency fund shall
11 only be used pursuant to an appropriation made by the general
12 assembly. An appropriation shall only be made for the fiscal
13 year in which the appropriation is made. The moneys shall
14 only be appropriated by the general assembly for emergency
15 expenditures.

16 Sec. 6. Section 8.55, subsection 3, Code 2014, is amended by
17 adding the following new paragraph:

18 NEW PARAGRAPH. 0e. There is appropriated from the Iowa
19 economic emergency fund to the state appeal board an amount
20 sufficient to pay claims authorized by the state appeal board
21 as provided in section 25.2.

22 Sec. 7. Section 25.2, subsection 4, Code 2014, is amended
23 to read as follows:

24 4. Payments authorized by the state appeal board shall be
25 paid from the appropriation or fund of original certification
26 of the claim. However, if that appropriation or fund has since
27 reverted under section 8.33, then such payment authorized by
28 the state appeal board shall be ~~out of any money in the state~~
29 ~~treasury not otherwise appropriated~~ as follows:

30 a. From the appropriation made from the Iowa economic
31 emergency fund in section 8.55 for purposes of paying such
32 expenses.

33 b. To the extent the appropriation from the Iowa economic
34 emergency fund described in paragraph "a" is insufficient to
35 pay such expenses, there is appropriated from moneys in the



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1 general fund of the state not otherwise appropriated the amount
2 necessary to fund the deficiency.

3 DIVISION III

4 MISCELLANEOUS PROVISIONS

5 Sec. 8. Section 8.9, subsection 2, paragraph a, Code 2014,
6 is amended to read as follows:

7 a. All grant applications submitted and grant moneys
8 received by a department on behalf of the state shall be
9 reported to the office of grants enterprise management. The
10 office shall by ~~January 31~~ December 1 of each year submit
11 to the fiscal services division of the legislative services
12 agency a written report listing all grants received during the
13 ~~previous calendar~~ most recently completed federal fiscal year
14 with a value over one thousand dollars and the funding entity
15 and purpose for each grant. However, the reports on grants
16 filed by the state board of regents pursuant to section 8.44
17 shall be deemed sufficient to comply with the requirements of
18 this subsection. In addition, each department shall submit
19 and the office shall report, as applicable, for each grant
20 applied for or received and other federal moneys received the
21 expected duration of the grant or the other moneys, maintenance
22 of effort or other matching fund requirements throughout and
23 following the period of the grant or the other moneys, the
24 sources of the federal funding and any match funding, any
25 policy, program, or operational requirement associated with
26 receipt of the funding, a status report on changes anticipated
27 in the federal requirements associated with the grant or other
28 federal funding during the fiscal year in progress and the
29 succeeding fiscal year, and any other information concerning
30 the grant or other federal funding that would be helpful in the
31 development of policy or budget decisions. The fiscal services
32 division of the legislative services agency shall compile the
33 information received for consideration by the standing joint
34 appropriations subcommittees of the general assembly.

35 DIVISION IV



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1 CORRECTIVE PROVISIONS

2 Sec. 9. Section 422.33, subsection 4, paragraph c, Code
3 2014, as amended by 2014 Iowa Acts, Senate File 2240, section
4 87, and redesignated as paragraph b, subparagraph (3), is
5 amended to read as follows:

6 (3) Subtract an exemption amount of forty thousand dollars.
7 This exemption amount shall be reduced, but not below zero,
8 by an amount equal to twenty-five percent of the amount by
9 which the alternative minimum taxable income of the taxpayer,
10 computed without regard to the exemption amount in this
11 ~~paragraph~~ subparagraph, exceeds one hundred fifty thousand
12 dollars.

13 Sec. 10. Section 508.36, subsection 13, paragraph d,
14 subparagraph (1), subparagraph division (c), as enacted by 2014
15 Iowa Acts, Senate File 2131, section 9, is amended to read as
16 follows:

17 (c) Minimum reserves for all other policies ~~of~~ or contracts
18 subject to subsection 1, paragraph "b".

19 Sec. 11. Section 508.36, subsection 16, paragraph c,
20 subparagraph (3), as enacted by 2014 Iowa Acts, Senate File
21 2131, section 9, is amended to read as follows:

22 (3) Once any portion of a memorandum in support of an
23 opinion submitted under subsection 2 or a principle-based
24 valuation report developed under subsection 14, paragraph "b",
25 subparagraph (3), is cited by a company in its marketing or is
26 publicly volunteered to or before a governmental agency other
27 than a state insurance department or is released by the company
28 to the news media, all portions ~~of~~ of such memorandum or report
29 shall no longer be confidential information.

30 Sec. 12. Section 508.37, subsection 6, paragraph h,
31 subparagraph (8), as enacted by 2014 Iowa Acts, Senate File
32 2131, section 13, is amended to read as follows:

33 (8) For policies issued on or after the operative date of
34 the valuation manual, the valuation manual shall provide the
35 Commissioners Standard Mortality Table for use in determining



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1 the minimum nonforfeiture standard that may be substituted for
2 the Commissioners 1961 Standard Industrial Mortality Table
3 or the Commissioners 1961 Industrial Extended Term Insurance
4 Table. If the commissioner approves by ~~regulation~~ rule any
5 Commissioners Standard Industrial Mortality Table adopted by
6 the national association of insurance commissioners for use in
7 determining the minimum nonforfeiture standard for policies
8 issued on or after the operative date of the valuation manual,
9 then that minimum nonforfeiture standard supersedes the minimum
10 nonforfeiture standard provided by the valuation manual.

11 Sec. 13. 2014 Iowa Acts, Senate File 2257, section 15, is
12 amended by striking the section and inserting in lieu thereof
13 the following:

14 SEC. 15. REPEAL. Sections 261.17A, 261.22, 261.39, 261.41,
15 261.44, 261.48, 261.54, 261.81A, and 261.82, Code 2014, are
16 repealed.

17 Sec. 14. REPEAL. 2014 Iowa Acts, House File 2423, section
18 159, is repealed.

19 DIVISION V

20 GENERAL ASSEMBLY PUBLICATIONS PROVISIONS

21 Sec. 15. Section 2.42, subsection 13, Code 2014, is amended
22 to read as follows:

23 13. To establish policies with regard to publishing
24 printed and electronic versions of legal publications as
25 provided in chapters 2A and 2B, including the Iowa Acts, Iowa
26 Code, ~~Code Supplement~~, Iowa administrative bulletin, Iowa
27 administrative code, and Iowa court rules, or any part of those
28 publications. The publishing policies may include, but are not
29 limited to: the style and format to be used; the frequency of
30 publication; the contents of the publications; the numbering
31 systems to be used; the preparation of editorial comments or
32 notations; the correction of errors; the type of print or
33 electronic media and data processing software to be used; the
34 number of volumes to be published; recommended revisions;
35 the letting of contracts for publication; the pricing of the

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1 publications to which section 22.3 does not apply; access
2 to, and the use, reproduction, legal protection, sale or
3 distribution, and pricing of related data processing software
4 consistent with chapter 22; and any other matters deemed
5 necessary to the publication of uniform and understandable
6 publications.

7 Sec. 16. Section 2A.1, subsection 2, paragraph d,
8 unnumbered paragraph 1, Code 2014, is amended to read as
9 follows:

10 Publication of the official legal publications of the state,
11 including but not limited to the Iowa Acts, Iowa Code, ~~Code~~
12 ~~Supplement~~, Iowa administrative bulletin, Iowa administrative
13 code, and Iowa court rules as provided in chapter 2B. The
14 legislative services agency shall do all of the following:

15 Sec. 17. Section 2A.5, subsection 2, paragraph b, Code 2014,
16 is amended by striking the paragraph.

17 Sec. 18. Section 2A.5, Code 2014, is amended by adding the
18 following new subsection:

19 NEW SUBSECTION. 2A. The legislative services agency shall
20 publish annually an electronic or printed version of the roster
21 of state officials. The roster of state officials shall
22 include a correct list of state officers and deputies; members
23 of boards and commissions; justices of the supreme court,
24 judges of the court of appeals, and judges of the district
25 courts including district associate judges and judicial
26 magistrates; and members of the general assembly. The office
27 of the governor shall cooperate in the preparation of the list.

28 Sec. 19. Section 2B.5, subsection 3, Code 2014, is amended
29 by striking the subsection.

30 Sec. 20. Section 2B.5A, subsection 2, Code 2014, is amended
31 to read as follows:

32 2. In consultation with the administrative rules
33 coordinator, the administrative code editor shall prescribe a
34 uniform style and form required for a person filing a document
35 for publication in the Iowa administrative bulletin or the

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1 Iowa administrative code, including but not limited to a
2 rulemaking document. A rulemaking document includes a notice
3 of intended action as provided in section 17A.4 or an adopted
4 rule for filing as provided in section 17A.5. The rulemaking
5 document shall correlate each rule to the uniform numbering
6 system established by the administrative code editor. The
7 administrative code editor shall provide for the publication of
8 an electronic ~~publication~~ version of the Iowa administrative
9 bulletin and the Iowa administrative code. The administrative
10 code editor shall review all submitted documents for style
11 and form and notify the administrative rules coordinator if a
12 rulemaking document is not in proper style or form, and may
13 return or revise a document which is not in proper style and
14 form. The style and form prescribed shall require that a
15 rulemaking document include a reference to the statute which
16 the rules are intended to implement.

17 Sec. 21. Section 2B.5A, subsection 6, paragraph a,
18 subparagraph (2), subparagraph division (b), Code 2014, is
19 amended to read as follows:

20 (b) A print ~~edition~~ version may include an index.

21 Sec. 22. Section 2B.5B, subsection 2, Code 2014, is amended
22 to read as follows:

23 2. The administrative code editor, upon direction by
24 the Iowa supreme court and in accordance with the policies
25 of the legislative council pursuant to section 2.42 and the
26 legislative services agency pursuant to section 2A.1, shall
27 prescribe a uniform style and form required for filing a
28 document for publication in the Iowa court rules. The document
29 shall correlate each rule to the uniform numbering system. The
30 administrative code editor shall provide for the publication
31 of an electronic ~~publication~~ version of the Iowa court rules.
32 The administrative code editor shall review all submitted
33 documents for style and form and notify the Iowa supreme court
34 if a rulemaking document is not in proper style or form, and
35 may return or revise a document which is not in proper style

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1 and form.

2 Sec. 23. Section 2B.5B, subsection 3, paragraph b,
3 subparagraph (2), subparagraph division (b), Code 2014, is
4 amended to read as follows:

5 (b) A print version ~~shall~~ may include an index.

6 Sec. 24. Section 2B.6, subsection 2, paragraph b, Code 2014,
7 is amended to read as follows:

8 *b.* The Iowa Code ~~or Code Supplement~~, as provided in section
9 2B.12.

10 Sec. 25. Section 2B.12, Code 2014, is amended to read as
11 follows:

12 **2B.12 Iowa Code and Code Supplement.**

13 1. The legislative services agency shall control and
14 maintain in a secure electronic repository custodial
15 information used to publish the Iowa Code.

16 2. The legislative services agency shall publish an annual
17 edition of the Iowa Code as soon as possible after the final
18 adjournment of a regular or special session of a general
19 assembly. ~~However, the legislative services agency may publish~~
20 ~~a new Code Supplement in lieu of the Iowa Code as soon as~~
21 ~~possible after the final adjournment of a regular session of a~~
22 ~~general assembly. The legislative services agency may publish~~
23 ~~a new edition of the Iowa Code or Code Supplement as soon as~~
24 ~~possible after the final adjournment of a special session of~~
25 ~~the general assembly.~~

26 3. An edition of the Iowa Code ~~or Code Supplement~~ shall
27 contain each Code section in its new or amended form. However,
28 a new section or amendment which does not take effect until
29 after the probable publication date of a succeeding Iowa Code
30 ~~or Code Supplement~~ may be deferred for publication in that
31 succeeding Iowa Code ~~or Code Supplement~~. The sections shall
32 be inserted in each edition in a logical order as determined
33 by the Iowa Code editor in accordance with the policies of the
34 legislative council.

35 4. Each section of an Iowa Code ~~or Code Supplement~~ shall be

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1 indicated by a number printed in boldface type and shall have
2 an appropriate headnote printed in boldface type.
3 5. The Iowa Code shall include all of the following:
4 a. The Declaration of Independence.
5 b. The Articles of Confederation.
6 c. The Constitution of the United States.
7 d. The laws of the United States relating to the
8 authentication of records.
9 e. The Constitution of the State of Iowa, original and
10 codified versions.
11 f. The Act admitting Iowa into the union as a state.
12 g. The arrangement of the Code into distinct units, as
13 established by the legislative services agency, which may
14 include titles, subunits of titles, chapters, subunits of
15 chapters, and sections, and subunits of sections. The distinct
16 units shall be numbered and may include names.
17 h. All of the statutes of Iowa of a general and permanent
18 nature, except as provided in subsection 3.
19 i. A comprehensive method to search and identify its
20 contents, including the text of the Constitution and statutes
21 of the State of Iowa.
22 (1) An electronic version may include search and retrieval
23 programming, analysis of titles and chapters, and an index and
24 a summary index.
25 (2) A print version shall include an analysis of titles and
26 chapters, and may include an index and a summary index.
27 6. The Iowa Code may include all of the following:
28 a. A preface.
29 b. A description of citations to statutes.
30 c. Abbreviations to other publications which may be referred
31 to in the Iowa Code.
32 d. Appropriate historical references or source notes.
33 e. An analysis of the Code by titles and chapters.
34 f. Other reference materials as determined by the Iowa
35 Code editor in accordance with any policies of the legislative

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1 council.

2 ~~7. A Code Supplement shall include all of the following:~~

3 ~~a. The text of statutes of Iowa of a general and permanent~~
4 ~~nature that were enacted during the preceding regular or~~
5 ~~special session, except as provided in subsection 3; an~~
6 ~~indication of all sections repealed during that session;~~
7 ~~and any amendments to the Constitution of the State of Iowa~~
8 ~~approved by the voters since the adjournment of the previous~~
9 ~~regular session of the general assembly.~~

10 ~~b. A chapter title and number for each chapter or part of a~~
11 ~~chapter included.~~

12 ~~c. A comprehensive method to search and identify its~~
13 ~~contents, including the text of statutes and the Constitution~~
14 ~~of the State of Iowa.~~

15 ~~(1) An electronic version may include search and retrieval~~
16 ~~programming and an index and a summary index.~~

17 ~~(2) A print version may include an index and a summary~~
18 ~~index.~~

19 ~~8. 7. The Iowa Code or Code Supplement may include~~
20 ~~appropriate tables showing the disposition of Acts of the~~
21 ~~general assembly, the corresponding sections from edition to~~
22 ~~edition of an Iowa Code or Code Supplement, and other reference~~
23 ~~material as determined by the Iowa Code editor in accordance~~
24 ~~with policies of the legislative council.~~

25 8. In lieu of or in addition to publishing an annual
26 edition of the Iowa Code, the legislative services agency,
27 in accordance with the policies of the legislative council,
28 may publish a supplement to the Iowa Code, as necessary or
29 desirable, in a manner similar to the publication of an annual
30 edition of the Iowa Code.

31 Sec. 26. Section 2B.13, subsection 1, unnumbered paragraph
32 1, Code 2014, is amended to read as follows:

33 The Iowa Code editor in preparing the copy for an edition
34 of the Iowa Code ~~or Code Supplement~~ shall not alter the sense,
35 meaning, or effect of any Act of the general assembly, but may:

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1 Sec. 27. Section 2B.13, subsection 1, paragraph f, Code
2 2014, is amended to read as follows:

3 *f.* Transfer, divide, or combine sections or parts of
4 sections and add or ~~amend~~ revise headnotes to sections and
5 ~~subsections~~ section subunits. Pursuant to section 3.3, the
6 headnotes are not part of the law.

7 Sec. 28. Section 2B.13, subsection 3, paragraph a, Code
8 2014, is amended to read as follows:

9 *a.* The Iowa Code editor may, in preparing the copy for
10 an edition of the Iowa Code ~~or Code Supplement~~, establish
11 standards for and change capitalization, spelling, and
12 punctuation in any provision for purposes of uniformity and
13 consistency in language.

14 Sec. 29. Section 2B.13, subsection 4, paragraph a, Code
15 2014, is amended to read as follows:

16 *a.* The Iowa Code editor shall seek direction from the senate
17 committee on judiciary and the house committee on judiciary
18 when making Iowa Code ~~or Code Supplement~~ changes.

19 Sec. 30. Section 2B.13, subsection 5, Code 2014, is amended
20 to read as follows:

21 5. The Iowa Code editor may prepare and publish comments
22 deemed necessary for a proper explanation of the manner of
23 printing publishing a section or chapter of the Iowa Code
24 ~~or Code Supplement~~. The Iowa Code editor shall maintain a
25 record of all of the corrections made under subsection 1. The
26 Iowa Code editor shall also maintain a separate record of the
27 changes made under subsection 1, paragraphs "b" through "h".
28 The records shall be available to the public.

29 Sec. 31. Section 2B.13, subsection 7, paragraph a, Code
30 2014, is amended to read as follows:

31 *a.* The effective date of an edition of the Iowa Code or
32 of a supplement to the Iowa Code Supplement or an edition
33 of the Iowa administrative code is its publication date. A
34 publication date is the date the publication is conclusively
35 presumed to be complete, incorporating all revisions or

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1 editorial changes.

2 Sec. 32. Section 2B.13, subsection 7, paragraph b,
3 subparagraph (1), Code 2014, is amended to read as follows:

4 (1) For the Iowa Code or a supplement to the Iowa Code
5 ~~Supplement~~, the publication date is the first day of the next
6 regular session of the general assembly convened pursuant to
7 Article III, section 2, of the Constitution of the State of
8 Iowa. However, the legislative services agency may establish
9 an alternative publication date, which may be the date that
10 the publication is first available to the public accessing the
11 general assembly's internet site. The legislative services
12 agency shall provide notice of such an alternative publication
13 date on the general assembly's internet site.

14 Sec. 33. Section 2B.17, subsection 2, paragraph b, Code
15 2014, is amended to read as follows:

16 b. For statutes, the official versions of publications
17 shall be known as the Iowa Acts, the Iowa Code, and the Code
18 Supplement for supplements for the years 1979 through 2011.

19 Sec. 34. Section 2B.17, subsection 4, paragraph c, Code
20 2014, is amended to read as follows:

21 c. The Iowa Code shall be cited as the Iowa Code. ~~The~~
22 ~~Code Supplement~~ Supplements to the Iowa Code published for the
23 years 1979 through 2011 shall be cited as the Code Supplement.
24 Subject to the legislative services agency style manual, the
25 Iowa Code may be cited as the Code of Iowa or Code and the
26 Code Supplement may be cited as the Iowa Code Supplement, with
27 references identifying parts of the publication, including
28 but not limited to title or chapter, section, or subunit of a
29 section. If the citation refers to a past edition of the Iowa
30 Code or Code Supplement, the citation shall identify the year
31 of publication. The legislative services agency style manual
32 shall provide for a citation form for any supplements to the
33 Iowa Code published after the year 2013.

34 Sec. 35. Section 2B.18, subsection 1, Code 2014, is amended
35 to read as follows:

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1 1. The Iowa Code editor is the custodian of the official
2 legal publications known as the Iowa Acts, Iowa Code, and Code
3 Supplement for supplements to the Iowa Code for the years 1979
4 through 2011, and for any other supplements to the Iowa Code.
5 The Iowa Code editor may attest to and authenticate any portion
6 of such official legal publication for purposes of admitting
7 a portion of the official legal publication in any court or
8 office of any state, territory, or possession of the United
9 States or in a foreign jurisdiction.
10 Sec. 36. Section 3.1, subsection 1, paragraphs a and b, Code
11 2014, are amended to read as follows:
12 a. Shall refer to the numbers of the sections or chapters
13 of the Code ~~or Code Supplement~~ to be amended or repealed, but
14 it is not necessary to refer to the sections or chapters in the
15 title.
16 b. Shall refer to the session of the general assembly and
17 the sections and chapters of the Acts to be amended if the bill
18 relates to a section or sections of an Act not appearing in the
19 Code ~~or codified in a supplement to the Code.~~
20 Sec. 37. Section 3.3, Code 2014, is amended to read as
21 follows:
22 **3.3 Headnotes and historical references.**
23 1. Proper headnotes may be placed at the beginning of a
24 section of a bill or at the beginning of a Code section, ~~and at~~
25 ~~the end of a Code section there may be placed a reference to~~
26 ~~the section number of the Code, or any Iowa Act from which the~~
27 ~~matter of the Code section was taken~~ or Code section subunit.
28 However, except as provided for the uniform commercial code
29 pursuant to section 554.1107, headnotes shall not be considered
30 as part of the law as enacted.
31 2. At the end of a Code section there may be placed a
32 reference to the section number of the Code, or any Iowa
33 Act from which the matter of the Code section was taken.
34 Historical references shall not be considered as a part of the
35 law as enacted.

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EXPLANATION

2 The inclusion of this explanation does not constitute agreement with
3 the explanation's substance by the members of the general assembly.

4 This bill relates to state and local finances by making
5 appropriations. The bill is organized by divisions.

6 STANDING APPROPRIATIONS AND RELATED MATTERS

7 For the budget process applicable to FY 2015-2016, state
8 agencies are required to submit estimates and other expenditure
9 information as called for by the director of the department of
10 management instead of information required under Code section
11 8.23.

12 The bill reduces the standing appropriation for FY 2014-2015
13 made for expenses of the general assembly under Code section
14 2.12.

15 The bill increases limits in standing appropriations for
16 FY 2014-2015 made for casino wagering tax proceeds allocated
17 for department of cultural affairs operational support grants
18 and community cultural grants and for the enforcement of Code
19 chapter 452D relating to tobacco product manufacturers. The
20 bill eliminates a limit in standing appropriations for FY
21 2014-2015 made for casino wagering tax proceeds allocated for
22 regional tourism marketing.

23 The bill reduces state aid for area education agencies and
24 the portion of the combined district cost calculated for these
25 agencies for FY 2014-2015 by \$13 million.

26 CLAIMS AGAINST THE STATE AND BY THE STATE

27 Payments authorized by the state appeal board are paid
28 under current law from the appropriation or fund of original
29 certification of the claim. The bill provides that if
30 such appropriation or fund has since reverted, then such
31 payment is from the Iowa economic emergency fund and then
32 the general fund of the state if the Iowa economic emergency
33 fund is insufficient. The bill creates a standing unlimited
34 appropriation from the Iowa economic emergency fund to the
35 state appeal board for the payment of such claims.

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1 MISCELLANEOUS PROVISIONS

2 This division includes miscellaneous provisions.

3 Code section 8.9, relating to the grants enterprise
4 management office, is amended to expand the information items
5 state agencies are required to submit concerning federal block
6 and categorical grant funding applied for or received and other
7 federal moneys received. In addition, the time period and
8 submission date for an annual report to the fiscal services
9 division of the legislative services agency is revised.

10 CORRECTIVE PROVISIONS

11 The bill contains a corrective provisions division which
12 makes corrections to bills passed during the 2014 regular
13 session.

14 Code section 422.33(4)(c), as amended and redesignated as a
15 subparagraph by 2014 Iowa Acts, Senate File 2240, section 87,
16 is amended to correct an internal reference to the subparagraph
17 itself, rather than to the larger lettered paragraph, in a
18 provision relating to the calculation of the exemption amount
19 to the alternative minimum tax for corporations.

20 Code section 508.36(13)(d)(1)(c), as enacted by 2014 Iowa
21 Acts, Senate File 2131, section 9, is amended to correctly
22 refer to "policies or contracts", instead of "policies of
23 contracts". The amendment makes the language consistent with
24 the language contained in Code section 508.36(1)(b) that is
25 referenced in the subparagraph division.

26 Code section 508.36(16)(c)(3), as enacted by 2014 Iowa
27 Acts, Senate File 2131, section 9, is amended to correctly
28 refer to "all portions of such memorandum or report" instead
29 of "all portions or such memorandum or report". This is
30 consistent with similar language contained in Code section
31 508.36(2)(a)(4)(h)(ii), as enacted by 2014 Iowa Acts, Senate
32 File 2131, section 3.

33 Code section 508.37(6)(h)(8), as enacted by 2014 Iowa
34 Acts, Senate File 2131, section 13, is amended to correctly
35 refer to rules rather than regulations of the commissioner of

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1 insurance, in this provision relating to the commissioner's
2 approval of the use of a mortality table adopted by the
3 national association of insurance commissioners to determine
4 nonforfeiture standards for life insurance policies regulated
5 under Code chapter 508. The amendment results in the inclusion
6 of identical language regarding rules in both sections 12 and
7 13 of Senate File 2131.

8 2014 Iowa Acts, Senate File 2257, section 15, is amended to
9 correct a reference to the 2014 Iowa Code in a bill section
10 that repeals several Code sections relating to the college
11 student aid commission.

12 2014 Iowa Acts, House File 2423, section 159, which attempts
13 to correct an internal reference to Code section 161A.44, is
14 repealed. Section 34 of the introduced version of House File
15 2423, which renumbered Code section 161A.44, was stricken by
16 an amendment sponsored by the house committee on judiciary.
17 Section 159 is therefore unnecessary.

18 GENERAL ASSEMBLY PUBLICATIONS PROVISIONS

19 The 2014 Iowa Code, the latest edition of the Iowa Code,
20 was published after the adjournment of the general assembly's
21 2013 regular session in its entirety. This new electronic-only
22 publication replaces the Code Supplement edition, which
23 heretofore was published and printed between sessions of
24 the same general assembly and included only new or amended
25 sections of the Iowa Code. Copies of the official form of
26 the publication are presented on CD-ROM and on the general
27 assembly's internet site.

28 Provisions of the bill recognize this new protocol for
29 publication of the Iowa Code every year in its entirety and
30 for citations to the annual publication of the Iowa Code in
31 bills and elsewhere. The bill preserves the authority of the
32 legislative services agency, in accordance with policies of the
33 legislative council, to publish supplements to the Iowa Code,
34 as necessary or desirable, and to provide for citations to such
35 supplements.

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1 Current law, in Code sections 2B.13 and 3.3, authorizes the
2 placement of headnotes only at the beginning of a Code section
3 or subsection and provides that such headnotes shall not be
4 considered part of the law. Past and current legislative
5 drafting practice, however, provides for placement of headnotes
6 at the beginning of lettered paragraphs and other Code section
7 subunits. The bill amends the current law to provide clear
8 authority for the general assembly to include and the Iowa Code
9 editor to add or revise headnotes to Code section subunits.
10 The bill makes corrective changes regarding the publication
11 duties of the legislative services agency by correctly placing
12 the duty to publish the roster of state officials with the
13 legislative services agency rather than with the administrative
14 code editor; by referring to electronic documents of official
15 publications as electronic versions rather than electronic
16 publications; and by providing that print versions of the Iowa
17 Code and Iowa court rules may but are not required to include
18 indexes.



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Senate File 2130

S-5142

1 Amend the House amendment, S-5139, to Senate File
2 2130, as amended, passed, and reprinted by the Senate,
3 as follows:
4 1. Page 1, line 13, after <States.> by inserting
5 <For purposes of this section, "*product*" does not mean
6 construction, construction material, or construction
7 equipment.>

MATT McCOY



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Senate File 2348

S-5143

1 Amend Senate File 2348 as follows:

2 1. Page 2, line 31, after <census.> by inserting
3 <Except for purposes of allocating local sales and
4 services tax receipts based on the county in which the
5 tax was collected under section 423B.7, subsection 1,
6 a city shall be deemed to be located in a qualified
7 county if a majority of the population of the city,
8 according to the 2010 federal decennial census, resides
9 in the qualified county.>

10 2. Page 8, by striking lines 20 and 21 and
11 inserting <tax effective on the ~~later of the date of~~
12 ~~the adoption of the repeal motion or the~~ earliest date
13 specified in section 423B.6,>

14 3. Page 8, line 22, after <subsection 1> by
15 inserting <, following adoption of the motion>

16 4. Page 8, by striking lines 31 and 32 and
17 inserting <local sales and services tax effective on
18 the earliest date>

19 5. Page 8, line 33, after <subsection 1> by
20 inserting <, following adoption of the motion>

21 6. Page 9, by striking lines 5 and 6 and inserting
22 <local sales and services tax effective on the earliest
23 date>

24 7. Page 9, line 7, after <subsection 1> by
25 inserting <, following adoption of the motion>

26 8. Page 12, by striking lines 21 through 33 and
27 inserting:

28 <Sec. _____. Section 423B.7, subsection 1, Code 2014,
29 is amended to read as follows:

30 1. a. Except as provided in ~~paragraph~~ paragraphs
31 "b" and "c", the director shall credit the local sales
32 and services tax receipts and interest and penalties
33 ~~from a county-imposed tax to the county's account~~
34 in the local sales and services tax fund ~~and from a~~
35 ~~city-imposed tax under section 423B.1, subsection 2, to~~
36 ~~the city's account in the local sales and services tax~~
37 ~~fund for the county in which the tax was collected.~~ If
38 the director is unable to determine from which county
39 any of the receipts were collected, those receipts
40 shall be allocated among the possible counties based on
41 allocation rules adopted by the director.

42 b. ~~Notwithstanding paragraph "a",~~ The director
43 shall credit the designated amount of the increase in
44 local sales and services tax receipts, as computed in
45 section 423B.10, collected in an urban renewal area of
46 an eligible city that has adopted an ordinance pursuant
47 to section 423B.10, subsection 2, into a special city
48 account in the local sales and services tax fund.

49 c. The director shall credit the local sales and
50 services tax receipts and interest and penalties from

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1 a city-imposed tax under section 423B.1, subsection 2,
2 to the city's account in the local sales and services
3 tax fund.>

MATT McCOY

JOE BOLKCOM



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House File 2361

S-5144

1 Amend House File 2361, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 26, after line 29 by inserting:
4 <Sec. _____. NEW SECTION. 328.13 Commercial air
5 service retention and expansion committee.
6 A commercial air service retention and expansion
7 committee is established within the aviation office of
8 the department. The membership of the committee shall
9 consist of the director or the director's designee;
10 the managers of each airport in Iowa with commercial
11 air service; two members of the senate, one appointed
12 by the majority leader of the senate and one appointed
13 by the minority leader of the senate; and two members
14 of the house of representatives, one appointed by the
15 speaker of the house and one appointed by the minority
16 leader of the house. Legislative members are eligible
17 for per diem and expenses as provided in section 2.10,
18 for each day of service. The committee shall develop a
19 plan for the retention and expansion of passenger air
20 service in Iowa on or before December 31, 2014. The
21 committee shall meet as the committee deems necessary
22 to assess progress in implementing the plan and, if
23 necessary, to update the plan.>
24 2. By renumbering as necessary.

DARYL BEALL

AMANDA RAGAN

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House File 2450

S-5145

1 Amend House File 2450, as amended, passed, and
2 reprinted by the House, as follows:
3 1. By striking everything after the enacting clause
4 and inserting:

5 <DIVISION I

6 FY 2013-2014 — APPROPRIATIONS

7 Section 1. 2013 Iowa Acts, chapter 139, section
8 3, subsection 1, paragraph a, is amended to read as
9 follows:

10 a. For the operation of the Fort Madison
11 correctional facility, including salaries, support,
12 maintenance, and miscellaneous purposes:
13 \$ 43,107,133
14 Of the amount appropriated in this paragraph, the
15 department may use up to \$500,000 for the remodel of
16 the relocated John Bennett facility and the demolition
17 of the existing farm bunkhouse adjacent to the newly
18 constructed Fort Madison correctional facility.
19 Notwithstanding section 8.33, moneys allocated in this
20 unnumbered paragraph designated for the remodel and
21 demolition that remain unencumbered or unobligated at
22 the close of the fiscal year shall not revert but shall
23 remain available to be used for the purposes designated
24 until the close of the succeeding fiscal year.

25 Sec. 2. EFFECTIVE UPON ENACTMENT. This division of
26 this Act, being deemed of immediate importance, takes
27 effect upon enactment.

28 DIVISION II

29 FY 2014-2015 — APPROPRIATIONS

30 Sec. 3. 2013 Iowa Acts, chapter 139, section 19, is
31 amended to read as follows:

32 SEC. 19. DEPARTMENT OF JUSTICE.

33 1. There is appropriated from the general fund
34 of the state to the department of justice for the
35 fiscal year beginning July 1, 2014, and ending June 30,
36 2015, the following amounts, or so much thereof as is
37 necessary, to be used for the purposes designated:

38 a. For the general office of attorney general for
39 salaries, support, maintenance, and miscellaneous
40 purposes, including the prosecuting attorneys training
41 program, matching funds for federal violence against
42 women grant programs, victim assistance grants, office
43 of drug control policy prosecuting attorney program,
44 and odometer fraud enforcement, and for not more than
45 the following full-time equivalent positions:
46 \$ ~~3,983,965~~
47 8,164,905
48 FTEs 214.00

49 It is the intent of the general assembly that as
50 a condition of receiving the appropriation provided

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1 in this lettered paragraph, the department of justice
2 shall maintain a record of the estimated time incurred
3 representing each agency or department.

4 b. For victim assistance grants:

5 \$ 3,367,200
6 6,734,400

7 The funds appropriated in this lettered paragraph
8 shall be used to provide grants to care providers
9 providing services to crime victims of domestic abuse
10 or to crime victims of rape and sexual assault.

11 The balance of the victim compensation fund
12 established in section 915.94 may be used to provide
13 salary and support of not more than 24 FTEs and
14 to provide maintenance for the victim compensation
15 functions of the department of justice.

16 The department of justice shall transfer at least
17 \$150,000 from the victim compensation fund established
18 in section 915.94 to the victim assistance grant
19 program.

20 Notwithstanding section 8.33, moneys appropriated
21 in this paragraph "b" that remain unencumbered or
22 unobligated at the close of the fiscal year shall not
23 revert but shall remain available for expenditure for
24 the purposes designed until the close of the succeeding
25 fiscal year.

26 c. For legal services for persons in poverty grants
27 as provided in section 13.34:

28 \$ 1,090,281
29 2,400,000

30 2. a. The department of justice, in submitting
31 budget estimates for the fiscal year commencing July
32 1, 2015, pursuant to section 8.23, shall include a
33 report of funding from sources other than amounts
34 appropriated directly from the general fund of the
35 state to the department of justice or to the office of
36 consumer advocate. These funding sources shall include
37 but are not limited to reimbursements from other state
38 agencies, commissions, boards, or similar entities, and
39 reimbursements from special funds or internal accounts
40 within the department of justice. The department of
41 justice shall also report actual reimbursements for the
42 fiscal year commencing July 1, 2013, and actual and
43 expected reimbursements for the fiscal year commencing
44 July 1, 2014.

45 b. The department of justice shall include the
46 report required under paragraph "a", as well as
47 information regarding any revisions occurring as a
48 result of reimbursements actually received or expected
49 at a later date, in a report to the co-chairpersons
50 and ranking members of the joint appropriations

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1 subcommittee on the justice system and the legislative
2 services agency. The department of justice shall
3 submit the report on or before January 15, 2015.
4 Sec. 4. 2013 Iowa Acts, chapter 139, section 20, is
5 amended to read as follows:
6 SEC. 20. OFFICE OF CONSUMER ADVOCATE. There is
7 appropriated from the department of commerce revolving
8 fund created in section 546.12 to the office of
9 consumer advocate of the department of justice for the
10 fiscal year beginning July 1, 2014, and ending June 30,
11 2015, the following amount, or so much thereof as is
12 necessary, to be used for the purposes designated:
13 For salaries, support, maintenance, miscellaneous
14 purposes, and for not more than the following full-time
15 equivalent positions:
16 \$ ~~1,568,082~~
17 3,137,588
18 FTEs 22.00
19 Sec. 5. 2013 Iowa Acts, chapter 139, section 21, is
20 amended to read as follows:
21 SEC. 21. DEPARTMENT OF CORRECTIONS — FACILITIES.
22 1. There is appropriated from the general fund of
23 the state to the department of corrections for the
24 fiscal year beginning July 1, 2014, and ending June
25 30, 2015, the following amounts, or so much thereof as
26 is necessary, to be used for the operation of adult
27 correctional institutions, reimbursement of counties
28 for certain confinement costs, and federal prison
29 reimbursement, to be allocated as follows:
30 a. For the operation of the Fort Madison
31 correctional facility, including salaries, support,
32 maintenance, and miscellaneous purposes:
33 \$ ~~21,553,567~~
34 43,021,602
35 b. For the operation of the Anamosa correctional
36 facility, including salaries, support, maintenance, and
37 miscellaneous purposes:
38 \$ ~~16,460,261~~
39 33,668,253
40 It is the intent of the general assembly that the
41 department of corrections maintain and operate the
42 Luster Heights prison camp.
43 c. For the operation of the Oakdale correctional
44 facility, including salaries, support, maintenance, and
45 miscellaneous purposes:
46 \$ ~~29,275,062~~
47 59,240,786
48 d. For the operation of the Newton correctional
49 facility, including salaries, support, maintenance, and
50 miscellaneous purposes:

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1 \$ ~~13,563,645~~
2 27,572,108
3 e. For the operation of the Mt. Pleasant
4 correctional facility, including salaries, support,
5 maintenance, and miscellaneous purposes:
6 \$ ~~12,405,714~~
7 25,360,135
8 f. For the operation of the Rockwell City
9 correctional facility, including salaries, support,
10 maintenance, and miscellaneous purposes:
11 \$ ~~4,835,574~~
12 9,836,353
13 g. For the operation of the Clarinda correctional
14 facility, including salaries, support, maintenance, and
15 miscellaneous purposes:
16 \$ ~~12,620,808~~
17 25,933,430
18 Moneys received by the department of corrections as
19 reimbursement for services provided to the Clarinda
20 youth corporation are appropriated to the department
21 and shall be used for the purpose of operating the
22 Clarinda correctional facility.
23 h. For the operation of the Mitchellville
24 correctional facility, including salaries, support,
25 maintenance, and miscellaneous purposes:
26 \$ ~~10,802,018~~
27 22,045,970
28 i. For the operation of the Fort Dodge correctional
29 facility, including salaries, support, maintenance, and
30 miscellaneous purposes:
31 \$ ~~14,932,616~~
32 30,097,648
33 j. For reimbursement of counties for temporary
34 confinement of work release and parole violators, as
35 provided in sections 901.7, 904.908, and 906.17, and
36 for offenders confined pursuant to section 904.513:
37 \$ ~~537,546~~
38 1,075,092
39 k. For federal prison reimbursement, reimbursements
40 for out-of-state placements, and miscellaneous
41 contracts:
42 \$ ~~242,206~~
43 484,411
44 2. The department of corrections shall use moneys
45 appropriated in subsection 1 to continue to contract
46 for the services of a Muslim imam and a Native American
47 spiritual leader.
48 Sec. 6. 2013 Iowa Acts, chapter 139, section 22, is
49 amended to read as follows:
50 SEC. 22. DEPARTMENT OF CORRECTIONS —

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1 ADMINISTRATION. There is appropriated from the general
2 fund of the state to the department of corrections for
3 the fiscal year beginning July 1, 2014, and ending June
4 30, 2015, the following amounts, or so much thereof as
5 is necessary, to be used for the purposes designated:

6 1. For general administration, including salaries,
7 support, maintenance, employment of an education
8 director to administer a centralized education
9 program for the correctional system, and miscellaneous
10 purposes:

11 \$ ~~2,540,791~~
12 5,270,010

13 a. It is the intent of the general assembly
14 that each lease negotiated by the department of
15 corrections with a private corporation for the purpose
16 of providing private industry employment of inmates in
17 a correctional institution shall prohibit the private
18 corporation from utilizing inmate labor for partisan
19 political purposes for any person seeking election to
20 public office in this state and that a violation of
21 this requirement shall result in a termination of the
22 lease agreement.

23 b. It is the intent of the general assembly that as
24 a condition of receiving the appropriation provided in
25 this subsection the department of corrections shall not
26 enter into a lease or contractual agreement pursuant to
27 section 904.809 with a private corporation for the use
28 of building space for the purpose of providing inmate
29 employment without providing that the terms of the
30 lease or contract establish safeguards to restrict, to
31 the greatest extent feasible, access by inmates working
32 for the private corporation to personal identifying
33 information of citizens.

34 c. It is the intent of the general assembly that
35 as a condition of receiving the appropriation provided
36 in this subsection the department of corrections shall
37 not, except as otherwise provided in paragraph "b",
38 enter into a new contract, unless the contract is a
39 renewal of an existing contract, for the expenditure
40 of moneys in excess of \$100,000 during the fiscal
41 year beginning July 1, 2014, for the privatization
42 of services performed by the department using state
43 employees as of July 1, 2014, or for the privatization
44 of new services by the department without prior
45 consultation with any applicable state employee
46 organization affected by the proposed new contract and
47 prior notification of the co-chairpersons and ranking
48 members of the joint appropriations subcommittee on the
49 justice system.

50 d. It is the intent of the general assembly

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1 that the department of corrections add additional
2 correctional officer positions to the current number
3 of correctional officer positions as of July 1,
4 2104, by adding six correctional officers at the
5 Fort Madison correctional facility, six correctional
6 officers at the Anamosa correctional facility, two
7 correctional officers at the Oakdale correctional
8 facility, two correctional officers at the Newton
9 correctional facility, seven correctional officers
10 at the Mount Pleasant correctional facility, two
11 correctional officers at the Rockwell City correctional
12 facility, four correctional officers at the Clarinda
13 correctional facility, two correctional officers
14 at the Mitchellville correctional facility, and two
15 correctional officers at the Fort Dodge correctional
16 facility.
17 2. For educational programs for inmates at state
18 penal institutions:
19 \$ 1,304,055
20 2,608,109
21 a. To maximize the funding for educational
22 programs, the department shall establish guidelines
23 and procedures to prioritize the availability of
24 educational and vocational training for inmates based
25 upon the goal of facilitating an inmate's successful
26 release from the correctional institution.
27 b. The director of the department of corrections
28 may transfer moneys from Iowa prison industries and the
29 canteen operating funds established pursuant to section
30 904.310, for use in educational programs for inmates.
31 c. Notwithstanding section 8.33, moneys
32 appropriated in this subsection that remain unobligated
33 or unexpended at the close of the fiscal year shall not
34 revert but shall remain available to be used only for
35 the purposes designated in this subsection until the
36 close of the succeeding fiscal year.
37 3. For the development of the Iowa corrections
38 offender network (ICON) data system:
39 \$ 1,000,000
40 2,000,000
41 4. For offender mental health and substance abuse
42 treatment:
43 \$ 11,160
44 22,319
45 ~~5. For viral hepatitis prevention and treatment:~~
46 ~~..... \$ 83,941~~
47 ~~6. For operations costs and miscellaneous purposes:~~
48 ~~..... \$ 1,285,655~~
49 7. It is the intent of the general assembly that
50 for the fiscal year addressed by this section the

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1 department of corrections shall continue to operate the
2 correctional farms under the control of the department
3 at the same or greater level of participation and
4 involvement as existed as of January 1, 2011; shall not
5 enter into any rental agreement or contract concerning
6 any farmland under the control of the department that
7 is not subject to a rental agreement or contract as of
8 January 1, 2011, without prior legislative approval;
9 and shall further attempt to provide job opportunities
10 at the farms for inmates. The department shall attempt
11 to provide job opportunities at the farms for inmates
12 by encouraging labor-intensive farming or gardening
13 where appropriate; using inmates to grow produce
14 and meat for institutional consumption; researching
15 the possibility of instituting food canning and
16 cook-and-chill operations; and exploring opportunities
17 for organic farming and gardening, livestock ventures,
18 horticulture, and specialized crops.

19 Sec. 7. 2013 Iowa Acts, chapter 139, section 23, is
20 amended to read as follows:

21 SEC. 23. JUDICIAL DISTRICT DEPARTMENTS OF
22 CORRECTIONAL SERVICES.

23 1. There is appropriated from the general fund of
24 the state to the department of corrections for the
25 fiscal year beginning July 1, 2014, and ending June
26 30, 2015, for salaries, support, maintenance, and
27 miscellaneous purposes, the following amounts, or
28 so much thereof as is necessary, to be allocated as
29 follows:

30 a. For the first judicial district department of
31 correctional services:

32 \$ ~~7,049,543~~
33 14,753,977

34 It is the intent of the general assembly that the
35 first judicial district department of correctional
36 services maintain the drug courts operated by the
37 district department.

38 b. For the second judicial district department of
39 correctional services:

40 \$ ~~5,435,213~~
41 11,500,661

42 It is the intent of the general assembly that the
43 second judicial district department of correctional
44 services establish and maintain two drug courts to be
45 operated by the district department.

46 c. For the third judicial district department of
47 correctional services:

48 \$ ~~3,552,933~~
49 7,241,257

50 d. For the fourth judicial district department of

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1 correctional services:
2 \$ ~~2,747,655~~
3 ~~5,608,005~~
4 e. For the fifth judicial district department of
5 correctional services, including funding for electronic
6 monitoring devices for use on a statewide basis:
7 \$ ~~9,687,714~~
8 ~~20,102,616~~
9 It is the intent of the general assembly that the
10 fifth judicial district department of correctional
11 services maintain the drug court operated by the
12 district department.
13 f. For the sixth judicial district department of
14 correctional services:
15 \$ ~~7,319,269~~
16 ~~14,833,623~~
17 It is the intent of the general assembly that the
18 sixth judicial district department of correctional
19 services maintain the drug court operated by the
20 district department.
21 g. For the seventh judicial district department of
22 correctional services:
23 \$ ~~3,804,891~~
24 ~~7,856,873~~
25 It is the intent of the general assembly that the
26 seventh judicial district department of correctional
27 services maintain the drug court operated by the
28 district department.
29 h. For the eighth judicial district department of
30 correctional services:
31 \$ ~~4,103,307~~
32 ~~8,133,194~~
33 2. Each judicial district department of
34 correctional services, within the funding available,
35 shall continue programs and plans established within
36 that district to provide for intensive supervision, sex
37 offender treatment, diversion of low-risk offenders
38 to the least restrictive sanction available, job
39 development, and expanded use of intermediate criminal
40 sanctions.
41 3. Each judicial district department of
42 correctional services shall provide alternatives to
43 prison consistent with chapter 901B. The alternatives
44 to prison shall ensure public safety while providing
45 maximum rehabilitation to the offender. A judicial
46 district department of correctional services may also
47 establish a day program.
48 4. The governor's office of drug control policy
49 shall consider federal grants made to the department
50 of corrections for the benefit of each of the eight

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1 judicial district departments of correctional services
2 as local government grants, as defined pursuant to
3 federal regulations.

4 5. The department of corrections shall continue
5 to contract with a judicial district department
6 of correctional services to provide for the rental
7 of electronic monitoring equipment which shall be
8 available statewide.

9 Sec. 8. 2013 Iowa Acts, chapter 139, section 28, is
10 amended to read as follows:

11 SEC. 28. IOWA LAW ENFORCEMENT ACADEMY.

12 1. There is appropriated from the general fund of
13 the state to the Iowa law enforcement academy for the
14 fiscal year beginning July 1, 2014, and ending June 30,
15 2015, the following amount, or so much thereof as is
16 necessary, to be used for the purposes designated:

17 For salaries, support, maintenance, miscellaneous
18 purposes, including jailer training and technical
19 assistance, and for not more than the following
20 full-time equivalent positions:

21	\$	500,849
22		881,214
23	FTEs	23.88
24		22.00

25 It is the intent of the general assembly that the
26 Iowa law enforcement academy may provide training of
27 state and local law enforcement personnel concerning
28 the recognition of and response to persons with
29 Alzheimers's disease.

30 The Iowa law enforcement academy may temporarily
31 exceed and draw more than the amount appropriated in
32 this subsection and incur a negative cash balance as
33 long as there are receivables equal to or greater than
34 the negative balance and the amount appropriated in
35 this subsection is not exceeded at the close of the
36 fiscal year.

37 2. The Iowa law enforcement academy may select
38 at least five automobiles of the department of public
39 safety, division of state patrol, prior to turning over
40 the automobiles to the department of administrative
41 services to be disposed of by public auction, and
42 the Iowa law enforcement academy may exchange any
43 automobile owned by the academy for each automobile
44 selected if the selected automobile is used in training
45 law enforcement officers at the academy. However,
46 any automobile exchanged by the academy shall be
47 substituted for the selected vehicle of the department
48 of public safety and sold by public auction with the
49 receipts being deposited in the depreciation fund to
50 the credit of the department of public safety, division

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1 of state patrol.

2 3. a. The public service executive three position
3 commonly referred to as the deputy director position of
4 the academy is not included in the full-time equivalent
5 positions authorized by this section and shall be
6 eliminated on or before July 1, 2014.

7 b. The Iowa law enforcement academy shall complete
8 all administrative functions necessary to transfer the
9 powers and duties of the eliminated position to the
10 director and other staff of the academy on or before
11 July 1, 2014.

12 Sec. 9. 2013 Iowa Acts, chapter 139, section 29, is
13 amended to read as follows:

14 SEC. 29. STATE PUBLIC DEFENDER. There is
15 appropriated from the general fund of the state to the
16 office of the state public defender of the department
17 of inspections and appeals for the fiscal year
18 beginning July 1, 2014, and ending June 30, 2015, the
19 following amounts, or so much thereof as is necessary,
20 to be allocated as follows for the purposes designated:

21 1. For salaries, support, maintenance,
22 miscellaneous purposes, and for not more than the
23 following full-time equivalent positions:
24 \$ ~~12,931,091~~
25 25,882,243
26 FTEs ~~219.00~~
27 221.00

28 2. For payments on behalf of eligible adults and
29 juveniles from the indigent defense fund, in accordance
30 with section 815.11:

31 \$ ~~14,950,965~~
32 29,901,929

33 Sec. 10. 2013 Iowa Acts, chapter 139, section 30,
34 is amended to read as follows:

35 SEC. 30. BOARD OF PAROLE. There is appropriated
36 from the general fund of the state to the board of
37 parole for the fiscal year beginning July 1, 2014, and
38 ending June 30, 2015, the following amount, or so much
39 thereof as is necessary, to be used for the purposes
40 designated:

41 For salaries, support, maintenance, miscellaneous
42 purposes, and for not more than the following full-time
43 equivalent positions:
44 \$ ~~601,918~~
45 1,204,583
46 FTEs ~~11.00~~

47 Sec. 11. 2013 Iowa Acts, chapter 139, section 31,
48 is amended to read as follows:

49 SEC. 31. DEPARTMENT OF PUBLIC DEFENSE — DEPARTMENT
50 OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT. There

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1 is appropriated from the general fund of the state
2 to the department of public defense or the department
3 of homeland security and emergency management, as
4 applicable, for the fiscal year beginning July 1, 2014,
5 and ending June 30, 2015, the following amounts, or
6 so much thereof as is necessary, to be used for the
7 purposes designated:
8 1. MILITARY DIVISION
9 For salaries, support, maintenance, miscellaneous
10 purposes, and for not more than the following full-time
11 equivalent positions:
12 \$ 3,263,521
13 6,554,478
14 FTEs 293.61
15 283.50
16 The military division may temporarily exceed
17 and draw more than the amount appropriated in this
18 subsection and incur a negative cash balance as long
19 as there are receivables of federal funds equal to
20 or greater than the negative balance and the amount
21 appropriated in this subsection is not exceeded at the
22 close of the fiscal year.
23 2. THE DEPARTMENT OF HOMELAND SECURITY AND
24 ~~EMERGENCY MANAGEMENT DIVISION OF SUCCESSOR AGENCY~~
25 For salaries, support, maintenance, miscellaneous
26 purposes, and for not more than the following full-time
27 equivalent positions:
28 \$ 1,087,139
29 2,229,623
30 FTEs 37.40
31 36.13
32 a. The department of homeland security and
33 ~~emergency management division or successor agency~~
34 may temporarily exceed and draw more than the amount
35 appropriated in this subsection and incur a negative
36 cash balance as long as there are receivables of
37 federal funds equal to or greater than the negative
38 balance and the amount appropriated in this subsection
39 is not exceeded at the close of the fiscal year.
40 b. It is the intent of the general assembly that
41 the department of homeland security and emergency
42 management division or successor agency work in
43 conjunction with the department of public safety, to
44 the extent possible, when gathering and analyzing
45 information related to potential domestic or foreign
46 security threats, and when monitoring such threats.
47 Sec. 12. 2013 Iowa Acts, chapter 139, section 32,
48 is amended to read as follows:
49 SEC. 32. DEPARTMENT OF PUBLIC SAFETY. There is
50 appropriated from the general fund of the state to

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1 the department of public safety for the fiscal year
2 beginning July 1, 2014, and ending June 30, 2015, the
3 following amounts, or so much thereof as is necessary,
4 to be used for the purposes designated:
5 1. For the department's administrative functions,
6 including the criminal justice information system, and
7 for not more than the following full-time equivalent
8 positions:
9 \$ 2,033,527
10 4,183,349
11 FTEs 39.00
12 2. For the division of criminal investigation,
13 including the state's contribution to the peace
14 officers' retirement, accident, and disability system
15 provided in chapter 97A in the amount of the state's
16 normal contribution rate, as defined in section
17 97A.8, multiplied by the salaries for which the
18 moneys are appropriated, to meet federal fund matching
19 requirements, and for not more than the following
20 full-time equivalent positions:
21 \$ 6,466,707
22 13,625,414
23 FTEs 149.60
24 150.60
25 3. For the criminalistics laboratory fund created
26 in section 691.9:
27 \$ 151,173
28 302,345
29 4. a. For the division of narcotics enforcement,
30 including the state's contribution to the peace
31 officers' retirement, accident, and disability system
32 provided in chapter 97A in the amount of the state's
33 normal contribution rate, as defined in section
34 97A.8, multiplied by the salaries for which the
35 moneys are appropriated, to meet federal fund matching
36 requirements, and for not more than the following
37 full-time equivalent positions:
38 \$ 3,377,928
39 6,919,855
40 FTEs 66.00
41 65.50
42 b. For the division of narcotics enforcement for
43 undercover purchases:
44 \$ 54,521
45 109,042
46 5. For the division of state fire marshal, for fire
47 protection services as provided through the state fire
48 service and emergency response council as created in
49 the department, and for the state's contribution to the
50 peace officers' retirement, accident, and disability

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1 system provided in chapter 97A in the amount of the
2 state's normal contribution rate, as defined in section
3 97A.8, multiplied by the salaries for which the moneys
4 are appropriated, and for not more than the following
5 full-time equivalent positions:

6	\$	2,235,278
7		4,590,556
8	FTEs	53.00

9 6. For the division of state patrol, for salaries,
10 support, maintenance, workers' compensation costs,
11 and miscellaneous purposes, including the state's
12 contribution to the peace officers' retirement,
13 accident, and disability system provided in chapter 97A
14 in the amount of the state's normal contribution rate,
15 as defined in section 97A.8, multiplied by the salaries
16 for which the moneys are appropriated, and for not more
17 than the following full-time equivalent positions:

18	\$	27,768,104
19		58,736,597
20	FTEs	494.47
21		514.00

22 It is the intent of the general assembly that the
23 department of public safety add additional members to
24 the state patrol to the current number of members of
25 the state patrol as of July 1, 2014.

26 It is the intent of the general assembly that
27 members of the state patrol be assigned to patrol
28 the highways and roads in lieu of assignments for
29 inspecting school buses for the school districts.

30 ~~7. For operations costs, and miscellaneous~~
31 ~~purposes:~~

32	\$	850,000
----------	----	--------------------

33 8. For deposit in the sick leave benefits fund
34 established under section 80.42 for all departmental
35 employees eligible to receive benefits for accrued sick
36 leave under the collective bargaining agreement:

37	\$	139,759
38		279,517

39 9. For costs associated with the training and
40 equipment needs of volunteer fire fighters:

41	\$	362,760
42		825,520

43 a. Notwithstanding section 8.33, moneys
44 appropriated in this subsection that remain
45 unencumbered or unobligated at the close of the fiscal
46 year shall not revert but shall remain available for
47 expenditure only for the purpose designated in this
48 subsection until the close of the succeeding fiscal
49 year.

50 b. Notwithstanding section 8.39, the department

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1 of public safety may reallocate moneys appropriated
2 in this section as necessary to best fulfill the
3 needs provided for in the appropriation. However, the
4 department shall not reallocate moneys appropriated
5 to the department in this section unless notice of
6 the reallocation is given to the legislative services
7 agency and the department of management prior to
8 the effective date of the reallocation. The notice
9 shall include information regarding the rationale for
10 reallocating the moneys. The department shall not
11 reallocate moneys appropriated in this section for the
12 purpose of eliminating any program.

13 10. For the public safety interoperable and
14 broadband communications fund established in section
15 80.44:

16 \$ 154,661

17 Sec. 13. 2013 Iowa Acts, chapter 139, section 33,
18 is amended to read as follows:

19 SEC. 33. GAMING ENFORCEMENT.

20 1. There is appropriated from the gaming
21 enforcement revolving fund created in section 80.43 to
22 the department of public safety for the fiscal year
23 beginning July 1, 2014, and ending June 30, 2015, the
24 following amount, or so much thereof as is necessary,
25 to be used for the purposes designated:

26 For any direct support costs for agents and officers
27 of the division of criminal investigation's excursion
28 gambling boat, gambling structure, and racetrack
29 enclosure enforcement activities, including salaries,
30 support, maintenance, miscellaneous purposes, and
31 for not more than the following full-time equivalent
32 positions:

33 \$ 5,449,004

34 10,898,008

35 FTEs 115.00

36 109.00

37 2. For each additional license to conduct gambling
38 games on an excursion gambling boat, gambling
39 structure, or racetrack enclosure issued during
40 the fiscal year beginning July 1, 2014, there is
41 appropriated from the gaming enforcement fund to
42 the department of public safety for the fiscal year
43 beginning July 1, 2014, and ending June 30, 2015, an
44 additional amount of not more than \$300,000 to be used
45 for not more than 3.00 additional full-time equivalent
46 positions.

47 3. The department of public safety, with the
48 approval of the department of management, may employ
49 no more than three special agents for each additional
50 riverboat or gambling structure regulated after July 1,

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1 2014, and three special agents for each racing facility
2 which becomes operational during the fiscal year which
3 begins July 1, 2014. Positions authorized in this
4 subsection are in addition to the full-time equivalent
5 positions otherwise authorized in this section.

6 Sec. 14. 2013 Iowa Acts, chapter 139, section 34,
7 is amended to read as follows:

8 SEC. 34. CIVIL RIGHTS COMMISSION. There is
9 appropriated from the general fund of the state to the
10 Iowa state civil rights commission for the fiscal year
11 beginning July 1, 2014, and ending June 30, 2015, the
12 following amount, or so much thereof as is necessary,
13 to be used for the purposes designated:

14 For salaries, support, maintenance, miscellaneous
15 purposes, and for not more than the following full-time
16 equivalent positions:

17	\$	648,535
18		1,169,540
19	FTEs	28.00

20 The Iowa state civil rights commission may enter
21 into a contract with a nonprofit organization to
22 provide legal assistance to resolve civil rights
23 complaints.

24 Sec. 15. 2013 Iowa Acts, chapter 139, section 35,
25 is amended to read as follows:

26 SEC. 35. CRIMINAL AND JUVENILE JUSTICE PLANNING
27 DIVISION. There is appropriated from the general fund
28 of the state to the criminal and juvenile justice
29 planning division of the department of human rights for
30 the fiscal year beginning July 1, 2013, and ending June
31 30, 2014, the following amounts, or so much thereof as
32 is necessary, to be used for the purposes designated:

33 For salaries, support, maintenance, and
34 miscellaneous purposes, and for not more than the
35 following full-time equivalent positions:

36	\$	630,053
37		1,260,105
38	FTEs	10.81
39		10.38

40 The criminal and juvenile justice planning advisory
41 council and the juvenile justice advisory council
42 shall coordinate their efforts in carrying out their
43 respective duties relative to juvenile justice.

44 Sec. 16. 2013 Iowa Acts, chapter 139, section 36,
45 is amended to read as follows:

46 SEC. 36. DEPARTMENT OF HOMELAND SECURITY AND
47 EMERGENCY MANAGEMENT ~~DIVISION~~. There is appropriated
48 from the ~~wireless~~ E911 emergency communications fund
49 created in section 34A.7A to the ~~department of homeland~~
50 ~~security and emergency management division or successor~~

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1 agency for the fiscal year beginning July 1, 2014, and
2 ending June 30, 2015, an amount not exceeding \$250,000
3 to be used for implementation, support, and maintenance
4 of the functions of the administrator and program
5 manager under chapter 34A and to employ the auditor of
6 the state to perform an annual audit of the wireless
7 E911 emergency communications fund.

8 DIVISION III
9 MISCELLANEOUS PROVISIONS

10 Sec. 17. Section 80B.5, Code 2014, is amended to
11 read as follows:

12 **80B.5 Administration — director.**

13 1. The administration of this chapter shall be
14 vested in the office of the governor. ~~A director of~~
15 ~~the academy and such~~ Such staff as may be necessary for
16 ~~it the academy~~ to function shall be employed pursuant
17 to the Iowa merit system.

18 2. The director of the academy shall be appointed
19 by the governor, subject to confirmation by the senate,
20 to serve at the pleasure of the governor.

21 Sec. 18. Section 97B.49B, subsection 1, paragraph
22 e, Code 2014, is amended by adding the following new
23 subparagraph:

24 NEW SUBPARAGRAPH. (13) An employee of a judicial
25 district department of correctional services whose
26 condition of employment requires the employee to be
27 certified by the Iowa law enforcement academy and who
28 is required to perform the duties of a parole officer
29 as provided in section 906.2.

30 Sec. 19. CONSUMER EDUCATION AND LITIGATION
31 FUND. Notwithstanding section 714.16C, for each fiscal
32 year of the period beginning July 1, 2014, and ending
33 June 30, 2016, the annual appropriations in section
34 714.16C, are increased from \$1,125,000 to \$1,875,000,
35 and \$75,000 to \$125,000 respectively.

36 Sec. 20. PERSONNEL SETTLEMENT AGREEMENT
37 PAYMENTS. As a condition made to any appropriation
38 provided in this Act, moneys appropriated and any other
39 moneys available for use by the entity to which the
40 appropriation is made under this Act shall not be used
41 for the payment of a personnel settlement agreement
42 between that entity and a state employee that contains
43 a confidentiality provision intended to prevent
44 public disclosure of the agreement or any terms of the
45 agreement.

46 DIVISION IV
47 PUBLIC SAFETY PEACE OFFICERS' RETIREMENT, ACCIDENT, AND
48 DISABILITY SYSTEM

49 Sec. 21. Section 97A.1, Code 2014, is amended by
50 adding the following new subsections:

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1 NEW SUBSECTION. 5A. "Cancer" means prostate
2 cancer, primary brain cancer, breast cancer, ovarian
3 cancer, cervical cancer, uterine cancer, malignant
4 melanoma, leukemia, non-Hodgkin's lymphoma, bladder
5 cancer, colorectal cancer, multiple myeloma, testicular
6 cancer, and kidney cancer.
7 NEW SUBSECTION. 9A. "Infectious disease" means HIV
8 or AIDS as defined in section 141A.1, all strains of
9 hepatitis, meningococcal meningitis, and mycobacterium
10 tuberculosis.
11 Sec. 22. Section 97A.5, subsection 11, Code 2014,
12 is amended to read as follows:
13 11. *Actuarial investigation.*
14 a. At least once in each two-year period, the
15 actuary hired by the board of trustees shall make an
16 actuarial investigation in the mortality, service,
17 and compensation experience of the members and
18 beneficiaries of the system, and the interest and
19 other earnings on the moneys and other assets of the
20 system, and shall make a valuation of the assets and
21 liabilities of the retirement fund of the system, and
22 taking into account the results of the investigation
23 and valuation, the board of trustees shall adopt
24 for the system, upon recommendation of the system's
25 actuary, such actuarial methods and assumptions,
26 interest rate, and mortality and other tables as shall
27 be deemed necessary to conduct the actuarial valuation
28 of the system.
29 b. During calendar year 2019, and every five
30 years thereafter, the system shall cause an actuarial
31 investigation to be made related to the implementation,
32 utilization, and actuarial costs associated with
33 providing that cancer and infectious disease are
34 presumed to be a disease contracted while a member
35 of the system is on active duty as provided in
36 section 97A.6, subsection 5. On the basis of the
37 investigation, the board of trustees shall adopt and
38 certify rates of contributions payable by members
39 in accordance with section 97A.8. The system shall
40 submit a written report to the general assembly
41 following each actuarial investigation, including the
42 certified rates of contributions payable by members
43 for costs associated with the benefit as described in
44 this paragraph, the data collected, and the system's
45 findings.
46 Sec. 23. Section 97A.6, subsection 5, paragraph b,
47 Code 2014, is amended to read as follows:
48 b. (1) Disease under this section subsection shall
49 mean heart disease or any disease of the lungs or
50 respiratory tract and shall be presumed to have been

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1 contracted while on active duty as a result of strain,
2 exposure, or the inhalation of noxious fumes, poison,
3 or gases.

4 (2) Disease under this subsection shall also mean
5 cancer or infectious disease and shall be presumed to
6 have been contracted while on active duty as a result
7 of that duty.

8 (3) However, if a person's membership in the system
9 first commenced on or after July 1, 1992, and the heart
10 disease or disease of the lungs or respiratory tract,
11 cancer, or infectious disease would not exist, but for
12 a medical condition that was known to exist on the date
13 that membership commenced, the presumption established
14 in this paragraph "b" shall not apply.

15 Sec. 24. Section 97A.8, subsection 1, paragraph
16 e, subparagraph (8), subparagraph division (a),
17 subparagraph subdivision (v), Code 2014, is amended to
18 read as follows:

19 (v) For the fiscal year period beginning July 1,
20 2014, and ~~each fiscal year thereafter~~ ending June 30,
21 2020, eleven and thirty-five hundredths four-tenths
22 percent.

23 Sec. 25. Section 97A.8, subsection 1, paragraph e,
24 subparagraph (8), subparagraph division (a), Code 2014,
25 is amended by adding the following new subparagraph
26 subdivision:

27 NEW SUBPARAGRAPH SUBDIVISION. (vi) For the
28 fiscal year beginning July 1, 2020, and each fiscal
29 year thereafter, eleven and thirty-five hundredths
30 percent, plus an additional percentage, as determined
31 by the board of trustees pursuant to the actuarial
32 investigation required in section 97A.5, subsection
33 11, paragraph "b", necessary to finance the costs
34 associated with providing that cancer and infectious
35 disease are presumed to be a disease contracted while
36 a member of the system is on active duty as provided in
37 section 97A.6, subsection 5.>

COMMITTEE ON APPROPRIATIONS
ROBERT E. DVORSKY, CHAIRPERSON

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Senate File 2350 - Introduced

SENATE FILE 2350
BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO SSB 3214)

A BILL FOR

- 1 An Act relating to payment of wages.
- 2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 91A.3, subsection 3, Code 2014, is
2 amended to read as follows:
3 3. a. The wages paid under subsection 1 shall be paid using
4 a method authorized by this section.
5 b. Wages due may be paid at the employee's normal place of
6 employment during normal employment hours or at a place and
7 hour mutually agreed upon by the employer and employee, ~~or the~~
8 ~~employee may elect to have the wages sent for direct deposit,~~
9 ~~on or by the regular payday of the employee, into a financial~~
10 ~~institution designated by the employee.~~
11 c. Upon written request by the employee, wages due may be
12 sent to the employee by mail. The employer shall maintain a
13 copy of the request for as long as it is effective and for at
14 least two years thereafter.
15 d. The employee may elect to have wages due sent for
16 direct deposit, on or by the regular payday of the employee,
17 into a financial institution designated by the employee. An
18 employee hired on or after July 1, 2005, may be required, as
19 a condition of employment, to participate in direct deposit
20 of the employee's wages in a financial institution of the
21 employee's choice unless any of the following conditions exist:
22 (1) The costs to the employee of establishing and
23 maintaining an account for purposes of the direct deposit would
24 effectively reduce the employee's wages to a level below the
25 minimum wage provided under section 91D.1.
26 (2) The employee would incur fees charged to the employee's
27 account as a result of the direct deposit.
28 (3) The provisions of a collective bargaining agreement
29 mutually agreed upon by the employer and the employee
30 organization prohibit the employer from requiring an employee
31 to sign up for direct deposit as a condition of hire.
32 e. (1) If the employer offers to pay wages by debit card or
33 pay card, the employee may elect to have wages due so paid if
34 all of the following conditions are met:
35 (a) The employee is provided written notice of all possible

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1 charges for use of the debit card or pay card when payment
2 by debit card or pay card is offered to the employee, and
3 in advance of any change in the amount or frequency of such
4 charges.

5 (b) The employee voluntarily agrees in writing to payment by
6 debit card or pay card.

7 (c) The employee has the option of withdrawing all wages due
8 once per pay period without incurring any charge for use of the
9 debit card or pay card.

10 (2) The employer shall retain copies of the employee's
11 written consent and the notice of charges for the period for
12 which the consent is effective and for at least two years
13 thereafter.

14 (3) The employer shall substitute another payment method
15 in accordance with this section no later than two pay periods
16 after receiving a request for termination of payment by debit
17 card or pay card from an employee.

18 ~~b.~~ f. If the employer fails to pay an employee's wages on
19 or by the regular payday in accordance with this subsection,
20 the employer is liable for the amount of any overdraft charge
21 if the overdraft is created on the employee's account because
22 of the employer's failure to pay the wages on or by the regular
23 payday. The overdraft charges may be the basis for a claim
24 under section 91A.10 and for damages under section 91A.8.

25 Sec. 2. Section 556.9, subsection 1, Code 2014, is amended
26 to read as follows:

27 1. All intangible personal property, not otherwise covered
28 by this chapter, including any income or increment earned on
29 the property and deducting any lawful charges, that is held
30 or owing in this state in the ordinary course of the holder's
31 business and has remained unclaimed by the owner for more
32 than three years after it became payable or distributable
33 is presumed abandoned. However, unpaid wages, regardless
34 of the medium of payment in which they are paid, including
35 wages represented by payroll checks or other compensation for

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1 personal services owing in the ordinary course of the holder's
2 business, that remain unclaimed by the owner for more than
3 one year after becoming payable are presumed abandoned. For
4 purposes of this chapter, the employer of an employee to whom
5 unpaid wages are due shall be considered the holder of such
6 wages, regardless of whether the employer has engaged a service
7 provider to perform payroll services.

8 EXPLANATION

9 The inclusion of this explanation does not constitute agreement with
10 the explanation's substance by the members of the general assembly.

11 This bill permits employees to elect to have wages due
12 paid by debit card or pay card under Code chapter 91A, the
13 Iowa wage payment collection law, if an employer offers to do
14 so and if certain conditions are met. The employee must be
15 provided written notice of all possible charges for use of the
16 debit card or pay card when payment by debit card or pay card
17 is offered to the employee, and in advance of any change in
18 the amount or frequency of such charges. The employee must
19 voluntarily agree in writing to payment by debit card or pay
20 card. The employee must have the option of withdrawing all
21 wages due once per pay period without incurring any charge for
22 use of the debit card or pay card.

23 The bill requires an employer to retain copies of the
24 employee's written consent and the notice of charges for the
25 period for which the consent is effective and for at least two
26 years thereafter. The bill requires an employer to substitute
27 another payment method no later than two pay periods after
28 receiving a request for termination of payment by debit card
29 or pay card from an employee.

30 Under current Code chapter 556, relating to disposition
31 of unclaimed property, unpaid wages that remain unclaimed by
32 the owner for more than one year after becoming payable are
33 presumed abandoned. A holder of property presumed abandoned
34 is responsible for reporting such property to the treasurer
35 of state and for complying with other requirements under

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1 Code chapter 556. The bill provides that this presumption
2 applies regardless of the medium of payment in which the wages
3 are paid. The bill also provides that, for the purposes of
4 Code chapter 556, the employer of an employee to whom unpaid
5 wages are due shall be considered the holder of such wages,
6 regardless of whether the employer has engaged a service
7 provider to perform payroll services.



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Senate File 2351 - Introduced

SENATE FILE 2351
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SF 2268)
(SUCCESSOR TO SSB 3155)

A BILL FOR

1 An Act relating to the state preschool program for
2 four-year-old children by establishing a preschool expansion
3 incentive, authorizing state aid for the incentive, and
4 addressing program costs.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 256C.3, subsection 3, paragraph h, Code
2 2014, is amended to read as follows:

3 *h.* Provision for ensuring that children receiving care from
4 other child care arrangements can participate in the preschool
5 program with minimal disruption due to transportation and
6 movement from one site to another. The children participating
7 in the preschool program may be transported by the school
8 district to activities associated with the program along with
9 other children.

10 Sec. 2. Section 256C.3, subsection 4, Code 2014, is amended
11 by adding the following new paragraph:

12 NEW PARAGRAPH. *e.* Development and implementation of a plan
13 for the school district's preschool program to have sufficient
14 capacity to operate without a waiting list for school budget
15 years beginning on or after July 1, 2017.

16 Sec. 3. Section 256C.4, subsection 1, paragraphs g and h,
17 Code 2014, are amended to read as follows:

18 *g.* For the fiscal year beginning July 1, ~~2011~~ 2014, and
19 each succeeding fiscal year, of the amount of preschool
20 foundation aid received by a school district for a fiscal year
21 in accordance with section 257.16, not more than ~~five~~ ten
22 percent may be used by the school district for administering
23 the district's approved local program. Outreach activities
24 and rent for facilities not owned by the school district are
25 permissive uses of the administrative funds.

26 *h.* For the fiscal year beginning July 1, ~~2012~~ 2014, and
27 each succeeding fiscal year, of the amount of preschool
28 foundation aid received by a school district for a fiscal year
29 in accordance with section 257.16, not less than ~~ninety-five~~
30 ninety percent of the per pupil amount shall be passed through
31 to a community-based provider for each pupil enrolled in
32 the district's approved local program. For the fiscal year
33 beginning July 1, ~~2011~~ 2014, and each succeeding fiscal year,
34 not more than ~~five~~ ten percent of the amount of preschool
35 foundation aid passed through to a community-based provider

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1 may be used by the community-based provider for administrative
2 costs. The costs of outreach activities and rent for
3 facilities not owned by the school district are permissive
4 administrative costs. The costs of transportation involving
5 children participating in the preschool program and other
6 children may be prorated.

7 Sec. 4. Section 256C.4, subsection 2, paragraph b, Code
8 2014, is amended to read as follows:

9 b. The enrollment count of eligible students shall not
10 include a child who is included in the enrollment count
11 determined under section 257.6 or a child who is served by
12 a an existing preschool program already receiving state or
13 federal funds for the purpose of ~~the provision of providing~~
14 four-year-old preschool programming while the child is being
15 served by the existing program. ~~Such preschool programming~~
16 However, the enrollment count of eligible students may include
17 a child being served by an existing preschool program if
18 the preschool programming in the existing program has been
19 enhanced as a result of preschool program expansion incentive
20 state aid provided under section 256C.7. For the purposes
21 of this chapter an "existing preschool program" includes but
22 is not limited to shared visions and other child development
23 assistance programs provided under chapter 256A and section
24 279.51, special education programs provided under section
25 256B.9, school ready children grant programs and other programs
26 provided under chapter 256I, and federal head start programs
27 and the services funded by Tit. I of the federal Elementary and
28 Secondary Education Act of 1965.

29 Sec. 5. Section 256C.5, subsection 1, unnumbered paragraph
30 1, Code 2014, is amended to read as follows:

31 For the purposes of this ~~section and section 256C.4~~ chapter,
32 unless the context otherwise requires:

33 Sec. 6. NEW SECTION. 256C.7 Preschool program expansion
34 incentive.

35 1. For the purposes of this section, unless the context

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1 otherwise requires:

2 *a. "Base incentive enrollment"* means the average of the
3 actual enrollments of eligible students in the preschool
4 programming provided by a school district on October 1, 2011,
5 October 1, 2012, and October 1, 2013.

6 *b. "Incentive period"* means the budget years beginning July
7 1, 2015, July 1, 2016, and July 1, 2017.

8 *c. "Incentive enrollment"* means the amount by which the
9 actual enrollment of eligible students in the preschool
10 programming provided by a school district on October 1 of
11 the base year exceeds the school district's base incentive
12 enrollment.

13 *d. "Incentive state aid"* means the product of twenty percent
14 of the regular program state cost per pupil for the budget year
15 multiplied by the school district's incentive enrollment in the
16 base year.

17 2. *a.* A preschool program expansion incentive is
18 established in accordance with this section. In order to be
19 eligible for the incentive, a school district must develop and
20 implement a preschool program expansion plan, approved by the
21 department, to expand enrollment of eligible students in the
22 school district's preschool programming. In addition, the
23 school district shall work with existing preschool program
24 providers to expand hours and otherwise enhance the preschool
25 programming available to the children participating in the
26 programs. The plan's goal shall be that by the end of the
27 incentive period the district's preschool programming will
28 be available without a waiting list to each child wanting to
29 enroll in the programming. After completion of the incentive
30 period, the department shall analyze the growth in access
31 to the preschool program and enhancements made in preschool
32 programming as a result of the incentive, including in
33 the programs provided directly by school districts and in
34 those offered in partnership with community providers. The
35 department shall submit a report to the general assembly that

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1 shall include identification of progress made toward the
2 incentive program's goals and documentation of collaboration
3 efforts made with input from participating families, early care
4 providers, and community partners.

5 **b.** The elements addressed in the preschool program expansion
6 plan shall include but are not limited to the following:

7 (1) How the school district will work in collaboration with
8 participating families, early care providers, and community
9 partners, as described in section 256C.3, subsection 3,
10 to provide the preschool programming in as convenient and
11 cost-effective a manner as possible for the families of the
12 four-year-old children who are eligible for the programming.

13 (2) A specification of the roles of the early care providers
14 and community partners in support of the expansion plan.

15 (3) A delineation of the specific steps for expanding hours
16 and otherwise enhancing the preschool programming available to
17 the children participating in the existing preschool programs
18 located in the school district.

19 (4) Identification of specific outcomes and progress
20 measures for the expansion plan.

21 (5) Detailed plans for contacting and soliciting enrollment
22 of eligible students, particularly from low-income families,
23 non-English speaking families, and families from ethnic and
24 racial groups underrepresented in the district's preschool
25 program enrollment.

26 **3.** The department of education shall provide required
27 elements and recommend best practices for outreach and program
28 expansion under the incentive, including expansion plan models
29 that school districts may consider in developing their local
30 expansion plans, and including but not limited to submission
31 provisions, annual updates, and documentation of collaboration
32 efforts with and input from participating families, early care
33 providers, and community partners.

34 **4.** During the incentive period, in addition to the
35 regular preschool foundation aid based on the preschool

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1 budget enrollment, the school district implementing a
2 preschool expansion plan approved by the department shall
3 receive incentive state aid based on the district's incentive
4 enrollment. The incentive state aid shall be paid as part of
5 the state aid payments made to school districts in accordance
6 with section 257.16.

7 5. A school district shall utilize its incentive state aid
8 to defray increases in costs in connection with the school
9 district's preschool program expansion plan. Such costs shall
10 include but are not limited to renovation and other facility
11 costs connected with expansion, outreach, one-time expenses,
12 and other costs identified as eligible by the department.

13 Sec. 7. Section 257.16, Code 2014, is amended by adding the
14 following new subsection:

15 NEW SUBSECTION. 1A. For the fiscal years in which the
16 preschool program expansion incentive applies in accordance
17 with section 256C.7, the appropriation made in subsection 1
18 shall include the amount necessary to pay incentive state aid
19 in accordance with section 256C.7. This subsection is repealed
20 on July 1, 2018.

21 Sec. 8. STATE MANDATE FUNDING SPECIFIED. In accordance
22 with section 25B.2, subsection 3, the state cost of requiring
23 compliance with any state mandate included in this Act shall
24 be paid by a school district from state school foundation aid
25 received by the school district under section 257.16. This
26 specification of the payment of the state cost shall be deemed
27 to meet all of the state funding-related requirements of
28 section 25B.2, subsection 3, and no additional state funding
29 shall be necessary for the full implementation of this Act
30 by and enforcement of this Act against all affected school
31 districts.

32 EXPLANATION

33 The inclusion of this explanation does not constitute agreement with
34 the explanation's substance by the members of the general assembly.

35 This bill relates to the statewide preschool program for

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1 four-year-old children by establishing a preschool program
2 expansion incentive and authorizing state aid for the
3 incentive. The bill also addresses costs allowed under the
4 program.

5 Code section 256C.3, relating to preschool program
6 requirements, is amended to require each school district to
7 implement a plan for the school district's preschool program to
8 have sufficient capacity to operate without a waiting list for
9 school budget years beginning on or after July 1, 2017.

10 To be eligible for the preschool expansion incentive,
11 a school district must develop and implement a preschool
12 expansion plan, approved by the department, in order to expand
13 enrollment of eligible students in the school district's
14 preschool programming. Requirements for the plan are
15 provided in the bill, including how the school district will
16 collaborate with participating families, early care providers,
17 and community partners to expand the district's preschool
18 enrollment. The department of education is directed to provide
19 required elements and to recommend best practices for school
20 districts to consider in developing their expansion plans and
21 to report to the general assembly on results.

22 Current law in Code section 256C.4 prohibits inclusion
23 in the preschool program of children already included in a
24 school's enrollment count for purposes of the school aid
25 foundation formula or children who are served by an existing
26 preschool program already receiving state or federal funds for
27 the purpose of providing four-year-old preschool programming
28 while the child is being served by the existing program. The
29 bill allows inclusion of children participating in an existing
30 program if the preschool programming in the existing program
31 has been enhanced as part of the expansion incentive.

32 The incentive program will operate for the three school
33 budget years beginning July 1, 2015, July 1, 2016, and July
34 1, 2017. For those three budget years, a school district is
35 eligible to receive incentive state aid for the increase in

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1 the actual enrollment of eligible students in the preschool
2 programming provided by a school district in the immediately
3 preceding school year over the base incentive enrollment.
4 The base incentive enrollment is the average of the actual
5 enrollments of eligible students in the school district's
6 preschool programming on October 1, 2011, October 1, 2012,
7 and October 1, 2013. The amount of incentive state aid is
8 equal to 20 percent of the regular program state cost per pupil
9 multiplied by the enrollment increase.

10 The incentive state aid is required to be used to defray
11 increases in costs in connection with the school district's
12 preschool expansion plan. Such costs may include renovation
13 and other facility costs connected with expansion, outreach,
14 one-time expenses, and other costs identified as eligible by
15 the department.

16 The bill also addresses administration and other costs under
17 the preschool program in amendments to Code sections 256C.3
18 and 256C.4. Authorization is provided for a school district
19 to transport the children participating in the preschool
20 program along with other children and to prorate the costs.
21 The allowable administrative costs for school districts are
22 increased from 5 to 10 percent. Also, the costs of outreach
23 activities and facility rent are permitted as administrative
24 costs.

25 The bill may include a state mandate as defined in Code
26 section 25B.3. The bill requires that the state cost of
27 any state mandate included in the bill be paid by a school
28 district from state school foundation aid received by the
29 school district under section 257.16. The specification is
30 deemed to constitute state compliance with any state mandate
31 funding-related requirements of Code section 25B.2. The
32 inclusion of this specification is intended to reinstate the
33 requirement of political subdivisions to comply with any state
34 mandates included in the bill.

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